

STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD
November 14--15, 2001

AGENDA

1. **ADMINISTRATION**

- a) Approve Board minutes of September 13, 2001.
Approved
- b) Delegate to the director tie-breaking vote.
Approved

2. **ADMINISTRATIVE MATTERS**

A. Informal Conferences

- 1. Silver Fox Inn – beverage dispensary tourism license #01/02-1962
Case No. 01-02 Attachment #2A-1
No action
- 2. Lynx Creek Campground/Pizza – seasonal restaurant/eating place #01/02-2011
Case No. 01-12 Attachment #2A-2
No action
- 3. Denali Smoke Shack – restaurant/eating place license #00/01-4002
Case No. 01-11 Attachment #2A-3
Postponed until next meeting
- 4. Mountain Market – restaurant/eating place #01/02-4120
Case No. 01-09 Attachment #2A-4
No action-no motion to reconsider board's decision
- 5. Ron's Liquor Store – package store license #00/01-2900
Case No. 01-13 Attachment #2A-5
Approved settlement agreement
- 6. Sea Galley – beverage dispensary license #01/02-1666
Case No. 01-15 Attachment #2A-6
Approved settlement agreement
- 7. Dog House – restaurant/eating place #01/02-1574
Case No. 01-17 Attachment #2A-7
Approved settlement as amended
- 8. Marlin – beverage dispensary license #01/02-3198
Case No. 01-18 Attachment #2A-8
Approved settlement agreement

B. Hearing Officer Decisions

C. Settlement Agreement

D. Suspensions

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3. **CONSENT AGENDA**

- A. **Restaurant Designation Permits;** Board consideration of staff recommendations.

Attachment #3-A

- B. 00/01-1038 **Valdez Harbor Inn;** Kodiak Inn Inc; Pres-John R Johnson; VP-Douglas L Johnson; Sec-Judith E Johnson; Tr-Brian Vitt; 100 Fidalgo-Valdez; transfer of **ownership & name change** of a beverage dispensary tourism license issued under AS 04.11.400(d) from Westmark Hotels Inc; Westmark Valdez.

All statutory requirements have been met. City of Valdez does not protest. Temporary approval issued October 23, 2001.

Attachment #3-B

- C. 00/01-3659 **White Pass & Yukon Route Railroad;** Pacific & Arctic Railway & Navigation Co; Pres-Frederick McCorriston; VP-John Locker; Sec-Eugene Hertzay; Tr-Thomas Cuthbertson; railroad-Skagway; common carrier license.

Voluntary relinquishment

Attachment #3-C

- D. 00/01-4156 **Williams Express;** Williams Express Inc; Pres-Randy M Newcomer; Director-Ernest B Madsen; 2300 N Cushman-Fairbanks; transfer of **location** of a package store license from no premises.

All statutory requirements have been met. City of Fairbanks does not protest.

- E. 00/01-0998 **Alaska Marketplace #578;** Northwest Retail Ventures LLC; Chairman-Robert Hoyt; 800 E Dimond Blvd-Anchorage; package store license.

And

- F. 00/01-2000 **Alaska Marketplace #580;** same as above; 12001 Business Blvd-Eagle River; package store license.

30 day waiver 1st request Fees paid

Attachment #3-F

- G. 01/02-4162 **Eagle Liquor;** Safeway Inc; CEO/Pres-Sтивен A Burd; ExVP-Lauree M Renda; Senior VP/Gen Counsel-Robert A Gordon; 90 Sterling Hwy-

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Homer; transfer of **ownership, location & name change** of a package store license from Chae Myong & Hyang Suk Yuk; 4400 Homer Spit Road; Homer General Store on the Spit.

All statutory requirements have been met. City of Homer does not protest.

- H. 02/03-0419 **Bostons**; Goethe LLC; Managing Member-Richard Helwing; Members-Tiro Alaska Ltd; BTCT Holdings (US) Ltd; no premises-Fairbanks; beverage dispensary license.

30 day waiver 1st request Fee paid

Attachment #3-H

- I. 00/01-1024 **Legends at Settler's Bay**; Settler's Bay Development Inc; Pres-Kenneth Hertz; VP-Paula Kurtz; Sec-Judith Currier; Mile 8 Knik Road; beverage dispensary license.

30 day waiver 2nd request Fee paid

Attachment #3-I

- J. 01/02-4157 **Rumrunner's Old Time Towne Bar**; Grizzly's Inc; Pres-Robert Neumann; VP/Sec/Tr-Carolyn Neumann; 415 E Street-Anchorage; transfer of **location & name change** of a beverage dispensary license from 501 W 4th Avenue; Rumrunners-Anchorage Hotel.

All statutory requirements have been met. Mun. of Anchorage has **not** approved conditional use permit.

Removed from consent agenda; approved on delegation consent agenda

- K. 00/01-4161 **Benihana**; Alaska Tepanyaki LLC; Managing Member-John F Bloomfield; 1100 W 8th Avenue-Anchorage; transfer of **ownership, location & name change** of a beverage dispensary license from Don Jose's LLC; no premises; Don Jose's Mexican Restaurant.

All statutory requirements have been met. Mun. of Anchorage does not protest.

- L. 01/02-4047 **Denali Cabins/The Loose Moose**; Denali Cabins Management Inc; Pres-Danae Williams; Sec-Sham Idnani; Mile 229 Parks Hwy; seasonal beverage dispensary tourism license issued under AS 04.11.400(d).

30 day waiver 1st request Fee paid

Attachment #3-L

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- M. 01/02-3423 **Maasdam**; Holland America Line/Westours; Pres-Alton K Lanterman; VP/Sec-Daniel S Grausz; VP-Larry D Calkins; Tr-Todd Kimmel; Alaskan waters; seasonal common carrier license.

And

- N. 01/02-2132 **Noordam**; same as above; seasonal common carrier license.

And

- O. 01/02-0925 **SS Rotterdam**; same as above; seasonal common carrier license.

30 day waiver 1st request Fees paid

Attachment #3-O

End Consent Agenda

Consent agenda approved

4. **Delegation Consent Agenda**

- A. 01/02-2089 **Caribou Lake Lodge**; Tammy L Hagan; Caribou Lake; transfer of **ownership & name change** of a seasonal restaurant or eating place license from F. Bruce Willard; Willard's Moose Lodge; background not completed.

All statutory requirements have been met. Kenai Peninsula Borough does not protest.

- B. 01/02-0306 **Derby Room**; Derby Room Inc; Pres-Abby Evelyn Cousins; VP-Therese Cousins; 2200 Tongass Avenue-Ketchikan; transfer of **ownership** (corporate stock) of a beverage dispensary license; backgrounds not completed.

All statutory requirements have been met. City of Ketchikan does not protest.

- C. 01/02-4154 **Marah's**; Montebeluna LLC; Managing Member-Mara E Santana; Member-Ricardo S Zazo; Member-Mario Townsend; 3210 Denali Street #8-Anchorage; application for **new** restaurant or eating place license; backgrounds not completed.

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All statutory requirements have been met. Mun. of Anchorage has **not** approved conditional use permit. Attachment #4-C

- D. 01/02-3057 **Thai House Restaurant**; Tom S Praethong; 830 E 36th Avenue-Anchorage; transfer of **ownership** of a restaurant or eating place license from Margaret Huntley; backgrounds not completed.

All statutory requirements have been met. Mun. of Anchorage does not protest.

- E. 01/02-1563 **Mat-Su Resort**; Susie Corporation; Pres-Won Cheul Lee; VP-Jane Hee Lee; Sec-Susie Hae Lee; 1850 Bogard Road; transfer of **ownership** of a beverage dispensary tourism license issued under AS 04.11.400(d) from Keuler Inc; backgrounds not completed.

All statutory requirements have been met. Matanuska-Susitna Borough does not protest. Security Agreement Temporary approval issued October 25, 2001. Attachment #4-E

- F. 00/01-3821 **Genghiskan Mongolian BBQ**; Richard C & Young Ok Han; 301 E Dimond Blvd-Anchorage; transfer of **ownership** of a restaurant or eating place license from Hyon Cha Yi; backgrounds not completed.

All statutory requirements have been met. Mun. of Anchorage does not protest.

- G. 01/02-4158 **Bombay Deluxe Restaurant**; Bombay Deluxe Restaurant Inc; Pres-Ashok Mehra; VP-Poonham Mehra; Sec/Tr-Manseet Singh; 555 W Northern Lights Blvd-Anchorage; application for **new** restaurant or eating place license; backgrounds not completed.

All statutory requirements have been met. Mun. of Anchorage does not protest. Temporary approval issued October 26, 2001. Attachment #4-G

- H. 01/02-0321 **George's Homestead Lounge**; George's Homestead Lounge LLC; Managing Member-Spiro L George Jr; Member-Brenda H George; Member-Sherrie L George; 10240 Old Seward Hwy-Anchorage; transfer of **ownership** of a beverage dispensary license from Spiro L George Sr; Spiro L George Jr & Brenda George.

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And

- I. 01/02-0322 **George's Homestead Liquor Store**; same as above; package store license; backgrounds not completed.

All statutory requirements have been met. Mun. of Anchorage does not protest.

- J. 02/03-0786 **Nugget Bar**; McCarthy Ventures LLC; Member/Manager-Douglas L Miller; Member/Manager-Neil P Parish; 101 Kennicott Ave; transfer of **ownership** of a seasonal beverage dispensary license from McCarthy H & A Inc.

And

- K. 02/03-0787 **Nugget Liquor**; same as above; seasonal package store license; backgrounds not completed.

All statutory requirements have been met. No governing body. Attachment #4-K

- L. 01/02-3103 **Tangle Lakes Lodge**; Paul A & Susanna Echols; Mile 22 Denali Hwy; transfer of **ownership** of a seasonal beverage dispensary tourism license issued under AS 04.11.400(d) from Richard E & Mary L Holmstrom; backgrounds not completed.

All statutory requirements have been met. No governing body. Attachment #4-L

- M. 02/03-4159 **A Bears Nest Café & B&B**; Lynne E Morrow & Phillip C Riddle; #2 White Drive-Gustavus; application for **new** seasonal restaurant or eating place license issued under AS 04.11.400(e); backgrounds not completed.

All statutory requirements have been met. No governing body. Attachment #4-M

- N. 02/03-4152 **Alaska's Enchanted Lake Lodge**; Alaska's Enchanted Lake Lodge Inc; Pres/Sec/Tr-Gregory L Reyes; VP-Daren J Erickson; Tract A Enchanted Lake Subdivision; application for **new** seasonal restaurant or eating place license; backgrounds not completed.

All statutory requirements have been met. Lake & Peninsula Borough did not respond. Attachment #4-N

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- O. 01/02-0716 **Mentasta Lodge**; Mentasta Lodge LLC; Pres/Member-Linda K Lester; Mile 78 Tok Cutoff; transfer of **ownership** of a beverage dispensary license from Phillip R West.

And

- P. 01/02-0717 **Mentasta Lodge**; same as above; package store license; background not completed.

All statutory requirements have been met. No governing body. Attachment #4-P

- Q. 01/02-4165 **Three Bears**; L & J Enterprises Inc; Pres-Larry A Weisz Sr; VP-David A Weisz; Sec/Tr-Janeen M Weisz; 129 Egan-Valdez; transfer of **ownership, location & name change** of a package store license from David & Julie Duncan; 129 Tatitlek Ave; Pinzon Liquor.

All statutory requirements have been met. City of Valdez does not protest. Creditor objections Attachment #4-Q

End Delegation Consent Agenda

Delegation consent agenda approved

5. 01/02-4151 **Kodiak Narrow Cape Lodge**; Kodiak Narrow Cape Lodge LLC; Managing Member-Bernie Karl; 50838 Narrow Cape Road; application for **new** beverage dispensary tourism license issued under AS 04.11.400(d).

All statutory requirements have been met. Kodiak Island Borough **protests** this application. Attachment #5

Denied based on Kodiak Island Borough protest

6. 01/02-4023 **Sam McGee**; Fox Hill Investments LLC; Managing Members-James Dunlap; Paul Carter; Alaskan waters; seasonal common carrier license; request to change biennial period **OR** waiver approval.

30 day waiver 1st request Fee paid Attachment #6

Approved change in biennial period to 2002-03

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7. 01/02-4000 **Whiskey Lake Lodge**; Terri Gagne; Whiskey Lake; restaurant or eating place license; **request to refund waiver fee.**
30 day waiver 1st request Fee paid Attachment #7
Approved waiver request; denied refund of waiver fee request
8. 00/01-3591 **Hooters Restaurant**; Alaska Wings LLC; Managing Member-Larry Caudle; 701 E Tudor Road-Anchorage; restaurant or eating place license; restaurant designation permit.
Board consideration. Attachment #8
Approved #1,2,3,4; removed restriction
9. 01/02-4102 **Baker Brewpub**; Point Baker Trading Post Inc; VP-Herbert S Hoyt; Sec/Tr-Judith Wright; Lot 40 Point Baker; brewpub license; **request to change biennial period.**
Board consideration Attachment #9
Approved change in biennial year to 2002-03
10. 01/02-3940 **King Point Lodge**; King Point Fishing Lodge Inc; Pres/Tr-Hans-Rudolf Frohlich; VP/Sec-Hans Heinich Haab; Lake Creek at Yentna River; seasonal restaurant or eating place license.
30 day waiver 3rd request Fee paid Attachment #10
Approved waiver; include warning regarding no more waivers
11. 01/02-1139 **Spenard Paradise Inn & Lounge**; Hyun Ju song & Kyong Teak Song; 3001 Spenard Road-Anchorage; beverage dispensary tourism license issued under AS 04.11.400(d).
Board consideration Attachment #11
Notify Mun. of Anchorage: 1) AS 04.11.480(d) does not apply 2) request Assembly to consider factual information. No action by board
12. 01/02-4153 **Seward Salmon Bake**; Vince Benjamin; ¼ mile Exit Glacier Road; application for **new** restaurant or eating place license.

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All statutory requirements have been met. Kenai Peninsula Borough does not protest. Competing application under 15 AAC 104.110.

Attachment #12

Approved (by lottery)

13. 01/02-4155 **C & J's Sugar Shack**; James & Connie Sargeant; Mile 156.3 Sterling Hwy; application for **new** restaurant or eating place license.

All statutory requirements have been met. Kenai Peninsula Borough does not protest. Competing application under 15 AAC 104.110.

Attachment #13

Denied (by lottery); no population to support license

14. 00/01-3060 **Great Wall, The**; Mun Corporation; Pres & 100% stockholder-Mun Sun Pak; 5737 Old Seward Hwy-Anchorage; transfer of **ownership & name change** of a beverage dispensary license from Tom & Ming Tze Chen; Great Wall Restaurant. Transfer approved at board's September 14, 2001 meeting with final approval delegated to director pending completion of background check.

Board consideration. **Investigative report**

Attachment #14

Postponed until next meeting

15. 01 **Wine Auctions**

Board consideration

Attachment #15

Draft regulations

16. 01 **Initiative Petition**; Brewpubs and Alcoholic Beverage Licenses

Board information

Attachment #16

Postpone to next meeting

17. 00/01-4160 **Fred Meyer**; Fred Meyer of Alaska Inc; Pres-Warren Bryant; VP/Sec-Paul Heldman; VP/Tr-Lawrence Turner; VP/Asst Tr-James Aalberg; 2300 Abbott Road-Anchorage; transfer of **ownership, location & name change** of a package store license from Northwest Retail Ventures LLC; 800 Dimond Blvd #100; Alaska Marketplace #578.

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All statutory requirements have been met. Mun. of Anchorage **protests**
for taxes. 3 creditor objections Attachment #17

Approved with delegation to director

18. 00/01-2965 **La Casita Del Mar Restaurant**; Maria Guadalupe Meza; 4133
Mountain View Drive-Anchorage; transfer of **ownership & name
change** of a restaurant or eating place license form Rose E Swan; La
Casita Restaurant; background not completed.

All statutory requirements have been met. Mun. of Anchorage does not
protest. **Investigative report** Attachment #18

**Approved with stipulation; Mr. Montano not be involved in
business; background checks to be conducted for next 5 years; if
violations license will come back before board**

19. 01/02-4070 **Sodality**; Brotherhood Inc; Pres-Herbert Turner; Sec-Robert David; Tr-
Virginia Kilpatrick; 3341 Fairbanks Street-Anchorage; application for
new club license approved at board's meeting of February 13-14, 2001.

Board consideration Request to refund license fee Attachment #19

Motion to reconsider failed

20. 00/01-4039 **Wild Strawberry, The**; James & Pamela Moore; 138 Second Avenue
S-Haines; restaurant or eating place license; **request to change biennial
period; request to refund waiver fee.**

30 day waiver Fee paid 1st request Attachment #20

Approved change in biennial period to 2002-03

21. 00/01-3695 **Henry's Food & Spirits**; Henry's Food & Spirits LLC; Managing
Member-Robert W Harris; 9109 Mendenhall Mall Road #4B-Juneau;
transfer of **ownership & name change** of a beverage dispensary license
from Robert & Ginnetta Harris; Tabby's Sports Lounge/Family
Restaurant.

All statutory requirements have been met. City & Borough of Juneau
does not protest. Creditor objections (bankruptcy) **Investigative report**
Attachment #21

**Approved with delegation; background check conducted for 5
years; if violations license comes back before the board**

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22. 01/02-2724 **Cyrano's Crepes & Books**; Jerry Harper; 413 D Street-Anchorage; restaurant or eating place license.
Board consideration Attachment #22
Approved extension of premises; consult on restaurant designation permit
23. 00/01-3372 **Brown Jug-Diamond**; Brown Jug Inc; Pres/Tr-Lowell Shinn; Sec-Edward M O'Neill; 2000 W Dimond Blvd-Anchorage; package store license.
30 day waiver 3rd request Fee paid Attachment #23
Bob Klein declared conflict; board approved waiver; include warning regarding no more waivers
24. 01/02-4104 **North Star Golf Club**; North Star Golf Club Inc; Pres-Hawley R Evans; Sec/Tr-Melinda F Evans; VP-Star L Evans; 330 Golf Club Drive; golf course license; application was approved and delegated to director or final approved pending completion of background checks at July 18, 2001 board meeting.
Board consideration **Investigative report** Attachment #24
Final approval
25. 01 **Caterer's Permits**
Board consideration Attachment #25
No action
26. 02/03-0150 **Boon Dox Bar**; Anne H Burnett; Mile 33 Richardson Hwy; beverage dispensary license.
- And
27. 02/03-0151 **Boon Dox Liquor Store**; same as above; package store license.
30 day waiver 3rd request Fees paid Attachment #27
Approved waiver; include warning regarding no more waivers

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Date of next meeting: __January 31 – Feb. 1, 2002____

Location of next meeting: __Juneau_____